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Crl.O.P.No.18855 of 2016
and Crl.M.P.No.8858 of 2016

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.11.2022

CORAM:

THE HON'BLE Mr. JUSTICE SUNDER MOHAN

Crl.O.P.No.18855 of 2016
and Crl.M.P.No.8858 of 2016

1.Lavkumar Deepak Mahbubani
2.Deepak Kanayalal Mahbubai
3.Sangeta Deepak Mahbubani @ Vandhana
4.D.Pooja
5.D.Meghna

...Petitioner

Versus

Swapna Jagadish

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to call for records pertaining to DVOP No.23 of 2016 pending on the file of the Learned VIII Metropolitan Magistrate Court, Chennai and quash the same.

For Petitioners : M/s.Swarnam J Rajagopalan

For Respondent : No Appearance



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ORDER

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2.A Larger Bench of this Court in a recent Judgment dated 17.11.2022 in *Arul Daniel vs. Suganya* in *Crl.O.P.No.SR No.31852 of 2022* held that a petition under Section 482 Cr.P.C is not maintainable as against the proceedings under the Domestic Violence Act. In view of the said Judgment, the above petition is not maintainable. Hence, the Criminal Original Petition is dismissed. Consequently, connected miscellaneous petition is closed.

3.However, it is open to the petitioners to pursue other remedies that are available to them in law.

21.11.2022

Index : Yes/No
Internet : Yes/No
Speaking Order/Non Speaking Order
dk



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To
The VIII Metropolitan Magistrate Court,
Chennai

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SUNDER MOHAN, J.

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